



(DNOTE)
State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-3459/1 ✓

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2005 BILL

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1 AN ACT *to renumber and amend* 6.21; *to amend* 5.05 (11), 5.68 (3), 6.15 (4) (a)
2 to (e), 6.15 (6), 6.22 (4), 6.28 (1), 6.86 (1) (b), 6.86 (3) (c), 6.87 (6), 6.88 (1), 6.88
3 (2), 6.88 (3), 6.93, 6.935, 6.97 (1), 6.97 (2), 7.10 (3) (a), 7.15 (1) (cm), 7.51 (2) (c),
4 7.51 (2) (e), 7.51 (3) (d), 7.51 (5) (b), 7.53 (1), 7.53 (2) (d), 7.60 (3), 10.06 (1) (h),
5 10.06 (2) (b), 10.06 (2) (e), 10.06 (2) (k), 12.60 (1) (b) and 880.33 (9); and *to create*
6 7.52, 10.06 (2) (j), 12.13 (3) (ze) and 20.510 (1) (e) of the statutes; **relating to:**
7 administration of elections ^{and} making an appropriation. ^{and providing a} ^{penalty}

Analysis by the Legislative Reference Bureau

This bill makes various changes in the laws concerning the administration of elections. The changes include:

✓ ***Deadline for voter registration***

Under current law, every municipality with a population of greater than 5,000 is required to maintain a voter registration list. Effective on January 1, 2006, voter registration will be required in all municipalities. With certain exceptions, the deadline for voter registration at each election is 5 p.m. on the second Wednesday preceding the election. Registrations made by mail must be delivered to the office of the municipal clerk or board of election commissioners or postmarked not later than this deadline. However, under current law, electors may also register in person at the office of the municipal clerk or board of election commissioners until 5 p.m. on

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the day before the election or, in most cases, may register at the proper polling place or other designated location on election day. Hospitalized electors may register by agent until 5 p.m. on election day. In addition, electors may register at any time after the deadline if the municipal clerk or board of election commissioners of the municipality where they reside determines that the registration list can be revised to incorporate their registrations in time for the election. If an elector registers at the office of the municipal clerk or board of election commissioners after the close of registration, from a hospital by agent, or at a polling place or other designated location on election day, the elector must present acceptable proof of residence or have another elector of the same ward or election district sign a statement corroborating the elector's registration. The corroborating elector must then present acceptable proof of residence.

This bill changes the deadline for registration at each election to 5 p.m. on the fourth Thursday preceding the election. Under the bill, registrations made by mail must be delivered to the office of the municipal clerk or board of election commissioners or postmarked no later than this deadline. However, the bill still permits electors to register in person at the office of the municipal clerk or board of election commissioners, from a hospital by agent, or at a polling place on election day after this deadline as currently provided. In addition, under the bill, electors may still register after the deadline if the municipal clerk or board of election commissioners of the municipality where they reside determines that the registration list can be revised to incorporate their registrations in time for the election.

****Deadline to apply for absentee ballots by mail***

* Currently, an application from an elector for an absentee ballot at an election that is transmitted by mail must be received by the municipal clerk or board of election commissioners no later than 5 p.m. on the Friday before the election. An application from a sequestered juror or an elector who is hospitalized may be received no later than 5 p.m. on election day. This bill provides that an application that is transmitted by mail must be received by the municipal clerk or board of election commissioners no later than 5 p.m. on the Wednesday before the election. In addition, the bill provides that an application from a sequestered juror or a hospitalized elector must be received no later than 5 p.m. on the day before election day.

Deadline for mailing of absentee ballots

* Currently, each municipal clerk and board of election commissioners must mail an absentee ballot to each elector who has requested one no later than the 30th day before each September primary and general election and no later than the 21st day before each other primary and election. If an elector requests a ballot after the mailing deadline, the clerk or board must mail the ballot within one day after receiving the request. This bill requires a clerk or board of election commissioners to mail an absentee ballot after the mailing deadline ~~to mail the ballot to the elector~~ no later than the end of the 2nd day beginning after the day on which the request is received.

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BILL***Deadline for receipt of absentee ballots***

elector's Currently, an absentee ballot from an elector that is delivered to the municipal clerk or board of election commissioners must be received in sufficient time for the clerk or board to deliver the ballot to the polling place serving the elector's residence before 8 p.m. on election day. This bill provides that an absentee ballot from an elector *elector's* that is delivered to the office of the municipal clerk or board of election commissioners must be received by the clerk or board no later than noon on election day.

Ballot information and ballot transmittal

Currently, there is no specific deadline provided for county clerks and boards of election commissioners to transmit the names of candidates for national, state and county offices and state and county referendum questions to municipal clerks and boards of election commissioners. This bill provides that county clerks and boards of election commissioners must transmit ballot information to municipal clerks and boards of election commissioners no later than 2 days after receiving the necessary information from the Elections Board. Currently, county clerks and boards of election commissioners must distribute ballots for absentee voters to municipal clerks and boards of election commissioners no later than 31 days before each September primary and general election and no later than 22 days before each other primary and election. This bill requires county clerks and boards of election commissioners to make this distribution one day earlier. *

Absentee ballot canvassing procedure

Currently, each absentee ballot must be received at the polling place serving an elector's residence no later than 8 p.m. on election night for the ballot to be counted. The municipal clerk or board of election commissioners delivers all absentee ballots received by the clerk or board to the appropriate polling places. The inspectors (poll workers) canvass the absentee ballots, together with the other ballots, publicly on election day by marking the names of the absentee electors on the same poll list that is used to mark the names of the electors who vote in person. Any member of the public may observe the proceedings. Any elector may challenge for cause any absentee ballot that the elector knows or suspects is not cast by a qualified elector, whether the absentee ballot is cast in person at the office of a municipal clerk or board of election commissioners or the ballot is received in some other manner. Unless an absentee ballot is challenged or voted provisionally, it is not identifiable once it is counted, except that an absentee ballot may be distinguished from another ballot because it carries the initials of the municipal clerk or executive director of the board of election commissioners or a designated deputy. The inspectors at each polling place announce the results of each election when the canvass is completed on election night. Each municipal canvass must be completed by 2 p.m. on the day after each election, and each county canvass must begin no later than 9 a.m. on the Thursday following an election. *

This bill permits the governing body of any municipality, by ordinance, to discontinue the canvassing of absentee ballots at polling places. Under the bill, if absentee ballots are not canvassed at polling places, the municipal board of canvassers must convene at one or more public meetings held no earlier than the

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seventh day after absentee ballots for an election are distributed and no later than 10 a.m. on the day after the election for the purpose of counting absentee ballots. Under the bill, the board of canvassers does not announce the results of its count until the canvass of all absentee ballots is completed on the day after an election. If absentee ballots are not counted at polling places, the bill provides for the municipal board of canvassers to conduct a cross-check of absentee ballots for any potential duplication by electors who also cast ballots in person. To accomplish the cross-check, the municipal board of canvassers numbers each absentee ballot as it is counted, and if the elector who casts the ballot also casts a ballot in person, the absentee ballot is not counted. To allow time for the separate canvass of the absentee ballots to be completed and to reconcile and merge the results with the canvasses conducted at polling places, in those municipalities where absentee ballots are not counted at polling places, the bill allows an additional 24 hours for municipal canvasses to be completed and for county canvasses to begin. The bill permits any elector to challenge any absentee ballot for cause.

Ballot preparation

Currently, county clerks and boards of election commissioners are generally responsible for printing or other preparation of ballots for elections, except that a municipality that uses a voting machines or an electronic voting system may, with permission of the county clerk or board of election commissioners, First class cities (Milwaukee) may prepare their own ballots without this permission unless they use voting machines or an electronic voting system, in which case, the county prepares their ballots. This bill provides that first class cities may prepare their own ballots, at county expense, even if they use voting machines or an electronic voting system.

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Compensation for obtaining voter registrations

Under current law, a municipal clerk or board of election commissioners or the Elections Board may appoint special registration deputies who may register electors prior to the close of registration for any election. Any other person may also obtain voter registration forms and may solicit registrations and return completed forms to a municipal clerk, board of election commissioners, or the Elections Board.

This bill prohibits any person from compensating any other person, for obtaining voter registrations, at a rate that varies in relation to the number of voter registrations obtained by the person. Violators are guilty of a misdemeanor and are subject to a fine of not more than \$1,000 or imprisonment for not more than six months, or both, for each offense.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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SECTION 1. 5.05 (11) of the statutes is amended to read:

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5.05 (11) AIDS TO COUNTIES AND MUNICIPALITIES. From the appropriations under s. 20.510 (1) (e) (t) and (x), the board may provide financial assistance to eligible counties and municipalities for election administration costs in accordance with the plan adopted under sub. (10). As a condition precedent to receipt of assistance under this subsection, the board shall enter into an agreement with the county or municipality receiving the assistance specifying the intended use of the assistance and shall ensure compliance with the terms of the agreement. Each agreement shall provide that if the federal government objects to the use of any assistance moneys provided to the county or municipality under the agreement, the county or municipality shall repay the amount of the assistance provided to the board.

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SECTION 2. 5.68 (3) of the statutes is amended to read:

5.68 (3) If Except as authorized in s. 7.15 (2) (b), if voting machines are used or if an electronic voting system is used in which all candidates and referenda appear on the same ballot, the ballots for all national, state and county offices and for county and state referenda shall be prepared and paid for by the county wherein they are used. In 1st class cities, if the city prepares its own ballots for national, state and county offices and for county and state referenda, the county shall pay for the ballots. If the voting machine or electronic voting system ballot includes a municipal or school, technical college, sewerage or sanitary district ballot, the cost of that portion of the ballot shall be reimbursed to the county or city or paid for by the municipality or district, except as provided in a 1st class city school district under sub. (2).

SECTION 3. 6.15 (4) (a) to (e) of the statutes are amended to read:

6.15 (4) (a) Clerks holding new resident ballots shall deliver them to the election inspectors in the proper ward or election district where the new residents reside or, in municipalities where absentee ballots are canvassed under s. 7.52, to the

BILL**SECTION 3**

1 municipal board of canvassers when it convenes under s. 7.52 (1), as provided by s.
2 6.88 for absentee ballots.

3 (b) During polling hours, the inspectors shall open each carrier envelope,
4 announce the elector's name, check the affidavit for proper execution, and check the
5 voting qualifications for the ward, if any. In municipalities where absentee ballots
6 are canvassed under s. 7.52, the municipal board of canvassers shall perform this
7 function at a meeting of the board of canvassers.

8 (c) The inspectors or board of canvassers shall open the inner envelope without
9 examination of the ballot other than is necessary to see that the issuing clerk has
10 endorsed it.

11 (d) Upon satisfactory completion of the procedure under pars. (b) and (c) the
12 inspectors or board of canvassers shall deposit the ballot in the ballot box. The
13 ~~inspectors~~ board of canvassers shall enter the name of each elector voting under this
14 section on the poll list with an indication that the elector is voting under this section
15 or on a separate list maintained for the purpose under s. 6.79 (2) (c).

16 (e) If the person is not a qualified elector in the ward or municipality, or if the
17 envelope is open or has been opened and resealed, the inspectors shall reject the vote.
18 Rejected ballots shall be processed the same as rejected absentee ballots, under s.
19 6.88 (3) (b).

20 **SECTION 4.** 6.15 (6) of the statutes is amended to read:

21 6.15 (6) DEATH OF ELECTOR. When it appears by due proof to the inspectors or,
22 in municipalities where absentee ballots are canvassed under s. 7.52, when it
23 appears by due proof to the board of canvassers that a person voting ~~under this~~
24 section at an election has died before the date of the election, the inspectors or board
25 of canvassers shall return the ballot with defective ballots to the issuing official.

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SECTION 5.

6.21 of the statutes is renumbered 7.52 (9) and amended to read:

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7.52 (9) When by due proof it appears to the inspectors or, in municipalities where absentee ballots are canvassed under s. 7.52, when it appears by due proof to the board of canvassers that a person voting under this section casting an absentee ballot at an election has died before the date of the election, they the inspectors or board of canvassers shall return the ballot with defective ballots to the issuing official. The casting of the ballot of a deceased elector does not invalidate the election.

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SECTION 6. 6.22 (4) of the statutes is amended to read:

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6.22 (4) INSTRUCTIONS AND HANDLING. An individual who qualifies as a military elector may request an absentee ballot for any election, or for all elections until the individual otherwise requests or until the individual no longer qualifies as a military elector. A military elector's application may be received at any time. The municipal clerk shall not send a ballot for an election if the application is received later than 5 p.m. on the Friday Wednesday preceding that election. The municipal clerk shall send a ballot, as soon as available, to each military elector who requests a ballot. The board shall prescribe the instructions for marking and returning ballots and the municipal clerk shall enclose instructions with each ballot and shall also enclose supplemental instructions for local elections. The envelope, return envelope and instructions may not contain the name of any candidate appearing on the enclosed ballots other than that of the municipal clerk affixed in the fulfillment of his or her duties. Whenever the material is mailed, the material shall be prepared and mailed to make use of the federal free postage laws. The mailing list established under this subsection shall be kept current in the same manner as provided in s. 6.86 (2) (b).

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SECTION 7. 6.28 (1) of the statutes is amended to read:

BILL**SECTION 7**

1 6.28 (1) REGISTRATION LOCATIONS; DEADLINE. Except as authorized in ss. 6.29,
2 6.55 (2), and 6.86 (3) (a) 2., registration in person for any election shall close at 5 p.m.
3 on the ~~2nd Wednesday~~ 4th Thursday preceding the election. Registrations made by
4 mail under s. 6.30 (4) must be delivered to the office of the municipal clerk or
5 postmarked no later than the ~~2nd Wednesday~~ 4th Thursday preceding the election.
6 An application for registration in person or by mail may be accepted for placement
7 on the registration list after the specified deadline, if the municipal clerk determines
8 that the registration list can be revised to incorporate the registration in time for the
9 election. All applications for registration corrections and additions may be made
10 throughout the year at the office of the city board of election commissioners, at the
11 office of the municipal clerk, at the office of any register of deeds or at other locations
12 provided by the board of election commissioners or the common council in cities over
13 500,000 population or by either or both the municipal clerk, or the common council,
14 village or town board in all other municipalities and may also be made during the
15 school year at any high school by qualified persons under sub. (2) (a). Other
16 registration locations may include but are not limited to fire houses, police stations,
17 public libraries, institutions of higher education, supermarkets, community centers,
18 plants and factories, banks, savings and loan associations and savings banks.
19 Special registration deputies shall be appointed for all locations. An elector who
20 wishes to obtain a confidential listing under s. 6.47 (2) shall register at the office of
21 the municipal clerk of the municipality where the elector resides.

22 **SECTION 8.** 6.86 (1) (b) of the statutes is amended to read:

23 6.86 (1) (b) Except as provided in this section, if application is made ~~in writing~~
24 by mail, the application, signed by the elector, shall be received no later than 5 p.m.
25 on the ~~Friday~~ Wednesday immediately preceding the election. If application is made

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1 in person, the application shall be made no later than 5 p.m. on the day preceding
2 the election. If the elector is making written application and the application
3 indicates that the reason for requesting an absentee ballot is that the elector is a
4 sequestered juror, the application shall be received no later than 5 p.m. on the day
5 preceding the election day. If the an application from a sequestered juror is received
6 after 5 p.m. on the Friday immediately preceding the election, the municipal clerk
7 or the clerk's agent shall immediately take the ballot to the court in which the elector
8 is serving as a juror and deposit it with the judge. The judge shall recess court, as
9 soon as convenient, and give the elector the ballot. The judge shall then witness the
10 voting procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or
11 agent of the clerk who shall deliver it to the polling place or, in municipalities where
12 absentee ballots are canvassed under s. 7.52, to the ^{municipal clerk} ~~inspector~~ as required in s. 6.88.
13 If application is made under sub. (2), the application may be received no later than
14 5 p.m. on the ~~Friday~~ Wednesday immediately preceding the election.

15 SECTION 9. 6.86 (3) (c) of the statutes is amended to read:

16 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
17 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
18 than 7 days before an election and not later than 5 p.m. on the day of the before an
19 election. A list of hospitalized electors applying for ballots under par. (a) 1. shall be
20 made by the municipal clerk and used to check that the electors vote only once, and
21 by absentee ballot. If identification is required, the municipal clerk shall so inform
22 the agent and the elector shall enclose identification in the envelope with the ballot.
23 The ballot shall be sealed by the elector and returned to the municipal clerk either
24 by mail or by personal delivery of the agent; but if the ballot is returned on the day
25 of the election, the agent shall make personal delivery ~~at to~~ the polling place serving

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SECTION 9

1 the hospitalized elector's residence before the closing hour for the ballot to be counted
2 or, in municipalities where absentee ballots are canvassed under s. 7.52, to the
3 municipal clerk no later than 8 p.m. on election day.

4 SECTION 10. 6.87 (6) of the statutes is amended to read:

5 6.87 (6) The ballot shall be returned so it is received by the municipal clerk in
6 time for delivery no later than noon on election day. Except in municipalities where
7 absentee ballots are canvassed under s. 7.52(2), if the municipal clerk receives an
8 absentee ballot on election day, the clerk shall secure the ballot and cause the ballot
9 to be delivered to the polls polling place serving the elector's residence before the
10 closing hour. Any ballot not mailed or delivered as provided in this subsection may
11 not be counted.

12 SECTION 11. 6.88 (1) of the statutes is amended to read:

13 6.88 (1) When an absentee ballot arrives at the office of the municipal clerk,
14 the clerk shall enclose it, unopened, in a carrier envelope which shall be securely
15 sealed and endorsed with the name and official title of the clerk, and the words "This
16 envelope contains the ballot of an absent elector and must be opened at the polls
17 during polling hours on election day ~~or, in municipalities where absentee ballots are~~
18 ~~canvassed under s. 7.52, at a meeting of the municipal board of canvassers under s.~~
19 ~~7.52.~~ If the ballot was received by the elector by facsimile transmission or electronic
20 mail and is accompanied by a separate certificate, the clerk shall enclose the ballot
21 in a certificate envelope and securely append the completed certificate to the outside
22 of the envelope before enclosing the ballot in the carrier envelope. The clerk shall
23 keep the ballot in the clerk's office until delivered, as required in sub. (2).

24 SECTION 12. 6.88 (2) of the statutes is amended to read:

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1 6.88 (2) When an absentee ballot is received by the municipal clerk prior to the
2 delivery of the official ballots to the election officials of the ward in which the elector
3 resides or, where absentee ballots are canvassed under s. 7.52, the municipal board
4 of canvassers, the municipal clerk shall seal the ballot envelope in the carrier
5 envelope as provided under sub. (1), and shall enclose the envelope in a package and
6 deliver the package to the election inspectors of the proper ward or election district
7 or, in municipalities where absentee ballots are canvassed under s. 7.52, to the
8 municipal board of canvassers when it convenes under s. 7.52. When the official
9 ballots for the ward or election district have been delivered to the election officials
10 inspectors before the receipt of an absentee ballot, the clerk shall immediately
11 enclose the envelope containing the absentee ballot in a carrier envelope as provided
12 under sub. (1) and deliver it in person to the proper election officials.

13 SECTION 13. 6.88 (3) of the statutes is amended to read:

14 6.88 (3) (a) Any Except in municipalities where absentee ballots are canvassed
15 under s. 7.52, at any time between the opening and closing of the polls on election day,
16 the inspectors shall open the carrier envelope only, and announce the name of the
17 absent elector or the identification serial number of the absent elector if the elector
18 has a confidential listing under s. 6.47 (2). When the inspectors find that the
19 certification has been properly executed, the applicant is a qualified elector of the
20 ward or election district, and the applicant has not voted in the election, they shall
21 enter an indication on the poll list next to the applicant's name indicating an
22 absentee ballot is cast by the elector. They shall then open the envelope containing
23 the ballot in a manner so as not to deface or destroy the certification thereon. The
24 inspectors shall take out the ballot without unfolding it or permitting it to be
25 unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors shall

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BILL**SECTION 13**

1 verify that the ballot has been endorsed by the issuing clerk. If the poll list indicates
2 that identification is required and no identification is enclosed or the name or
3 address on the document that is provided is not the same as the name and address
4 shown on the poll list, the inspectors shall proceed as provided under s. 6.97 (2). The
5 inspectors shall then deposit the ballot into the proper ballot box and enter the
6 absent elector's name or voting number after his or her name on the poll list in the
7 same manner as if the elector had been present and voted in person.

8 (b) When the inspectors find that a certification is insufficient, that the
9 applicant is not a qualified elector in the ward or election district, that the ballot
10 envelope is open or has been opened and resealed, that the ballot envelope contains
11 more than one ballot of any one kind or, except in municipalities where absentee
12 ballots are canvassed under s. 7.52, that the certificate of an elector who received an
13 absentee ballot by facsimile transmission or electronic mail is missing, or if proof is
14 submitted to the inspectors that an elector voting an absentee ballot has since died,
15 the inspectors shall not count the ballot. The inspectors shall endorse every ballot
16 not counted on the back, "rejected (giving the reason)". The inspectors shall reinsert
17 each rejected ballot into the certificate envelope in which it was delivered and enclose
18 the certificate envelopes and ballots, and securely seal the ballots and envelopes in
19 an envelope marked for rejected absentee ballots. The inspectors shall endorse the
20 envelope, "rejected ballots" with a statement of the ward or election district and date
21 of the election, signed by the chief inspector and one of the inspectors representing
22 each of the 2 major political parties and returned to the municipal clerk in the same
23 manner as official ballots voted at the election.

24 **SECTION 14.** 6.93 of the statutes is amended to read:

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1 **6.93 Challenging the absent elector.** The vote of any absent elector may be
2 challenged for cause and the inspectors of election shall have all the power and
3 authority given them to hear and determine the legality of the ballot the same as if
4 the ballot had been voted in person. In municipalities where absentee ballots are
5 canvassed under s. 7.52, the vote of an absentee elector may be challenged as
6 provided in s. 7.52 (5).

7 **SECTION 15.** 6.935 of the statutes is amended to read:

8 **6.935 Challenge based on incompetency.** Section 6.03 (3) applies to any
9 challenge of a person's right to vote under s. 6.92, 6.925 ~~or~~ 6.93 or 7.52 (5) based on
10 an allegation that an elector is incapable of understanding the objective of the
11 elective process and thereby ineligible to vote.

12 **SECTION 16.** 6.97 (1) of the statutes is amended to read:

13 6.97 (1) Whenever any individual who is required to provide identification in
14 order to be permitted to vote appears to vote at a polling place and cannot provide
15 the required identification, or the individual has not provided identification as
16 provided in s. 6.88 (3) (a) or 7.52 (3) (a), the inspectors shall offer the opportunity for the
17 individual to vote under this section. If the individual wishes to vote, the inspectors
18 shall provide the elector with an envelope marked "Ballot under s. 6.97, stats.," on
19 which the serial number of the elector is entered and shall require the individual to
20 execute on the envelope a written affirmation stating that the individual is a
21 qualified elector of the ward or election district where he or she offers to vote and is
22 eligible to vote in the election. The inspectors shall, before giving the elector a ballot,
23 write on the back of the ballot the serial number of the individual corresponding to
24 the number kept at the election on the poll list or other list maintained under s. 6.79
25 and the notation "s. 6.97". If voting machines are used in the municipality where the

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SECTION 16

1 individual is voting, the individual's vote may be received only upon an absentee
2 ballot furnished by the municipal clerk which shall have the corresponding number
3 from the poll list or other list maintained under s. 6.79 (2) (c) and the notation "s.
4 6.97" written on the back of the ballot by the inspectors before the ballot is given to
5 the elector. When receiving the individual's ballot, the inspectors shall provide the
6 individual with written voting information prescribed by the board under s. 7.08 (8).
7 The inspectors shall indicate on the list the fact that the individual is required to
8 provide identification but did not do so. The inspectors shall notify the individual
9 that he or she may provide identification to the municipal clerk or executive director
10 of the municipal board of election commissioners. The inspectors shall also promptly
11 notify the municipal clerk or executive director of the name, address, and serial
12 number of the individual. The inspectors shall then place the ballot inside the
13 certificate envelope on which the elector's serial number has been entered and place
14 the that envelope in a separate carrier envelope.

15 SECTION 17. 6.97 (2) of the statutes is amended to read:

16 6.97 (2) Whenever any individual who votes by absentee ballot is required to
17 provide identification in order to be permitted to vote and does not provide the
18 required identification, the inspectors or, in municipalities where absentee ballots
19 are canvassed under s. 7.52, the municipal board of canvassers shall write on the
20 back of the absentee ballot the serial number of the individual corresponding to the
21 number kept at the election on the poll list or other list maintained under s. 6.79 and
22 the notation "s. 6.97". The inspectors or board of canvassers shall indicate on the poll
23 list the fact that the individual is required to provide identification but did not do so.
24 The inspectors or board of canvassers shall promptly notify the municipal clerk or
25 executive director of the municipal board of election commissioners of the name,

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1 address, and serial number, or in municipalities where absentee ballots are
2 canvassed under s. 7.52, the poll list number of the individual. The inspectors or
3 board of canvassers shall then place the ballot inside an envelope on which the name
4 and serial number of the elector is entered and shall place the envelope in a separate
5 carrier envelope.

6 SECTION 18. 7.10 (3) (a) of the statutes is amended to read:

7 7.10 (3) (a) The county clerk shall distribute the ballots to the municipal clerks
8 no later than ~~31~~ 32 days before each September primary and general election and no
9 later than ~~22~~ 23 days before each other primary and election. Election forms
10 prepared by the board shall be distributed at the same time. If the board transmits
11 an amended certification under s. 7.08 (2) (a) or if the board or a court orders a ballot
12 error to be corrected under s. 5.06 (6) or 5.72 (3) after ballots have been distributed,
13 the county clerk shall distribute corrected ballots to the municipal clerks as soon as
14 possible.

15 SECTION 19. 7.15 (1) (cm) of the statutes is amended to read:

16 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting
17 them, and send an official absentee ballot to each elector who has requested one no
18 later than the 30th day before each September primary and general election and no
19 later than the 21st day before each other primary and election if the request is made
20 before that day; otherwise, the municipal clerk shall send an official absentee ballot
21 within one day of the time no later than the end of the 2nd day beginning after the
22 day on which the elector's request is received.

23 SECTION 20. 7.51 (2) (c) of the statutes is amended to read:

24 7.51 (2) (c) Whenever the number of ballots exceeds the number of voting
25 electors as indicated on the poll list, the inspectors shall place all ballots face up to

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SECTION 20

1 check for blank ballots. In this paragraph, "blank ballot" means a ballot on which
2 no votes are cast for any office or question. The inspectors shall mark, lay aside and
3 preserve any blank ballots. If Except in municipalities where absentee ballots are
4 canvassed under s. 7.52 (2), if the number of ballots still exceeds the number of voting
5 electors, the inspectors shall place all ballots face down and proceed to check for the
6 initials. The inspectors shall mark, lay aside and preserve any ballot not bearing the
7 initials of 2 inspectors or any absentee ballot not bearing the initials of the municipal
8 clerk. During the count the inspectors shall count those ballots cast by challenged
9 electors the same as the other ballots.

10 SECTION 21. 7.51 (2) (e) of the statutes is amended to read:

11 7.51 (2) (e) If, Except in municipalities where absentee ballots are canvassed
12 under s. 7.52, if after any ballots have been laid aside, the number of ballots still
13 exceeds the total number of electors recorded on the poll list, the inspectors shall
14 separate the absentee ballots from the other ballots. If there is an excess number of
15 absentee ballots, the inspectors shall place the absentee ballots in the ballot box and
16 one of the inspectors shall publicly and without examination draw therefrom by
17 chance the number of ballots equal to the excess number of absentee ballots. If there
18 is an excess number of other nonabsentee ballots, the inspectors shall place those
19 ballots in the ballot box and one of the inspectors shall publicly and without
20 examination draw therefrom by chance the number of ballots equal to the excess
21 number of those ballots. All ballots so removed may not be counted but shall be
22 specially marked as having been removed by the inspectors on original canvass due
23 to an excess number of ballots, set aside and preserved. When the number of ballots
24 and total shown on the poll list agree, the inspectors shall return all ballots to be
25 counted to the ballot box and shall turn the ballot box in such manner as to

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1 thoroughly mix the ballots. The inspectors shall then open, count and record the
2 number of votes. When the ballots are counted, the inspectors shall separate them
3 into piles for ballots similarly voted. Objections may be made to placement of ballots
4 in the piles at the time the separation is made.

5 **SECTION 22.** 7.51 (3) (d) of the statutes is amended to read:

6 7.51 (3) (d) All Except in municipalities where absentee ballots are canvassed
7 under s. 7.52, all absentee certificate envelopes which have been opened shall be
8 returned by the inspectors to the municipal clerk in a securely sealed carrier
9 envelope which is clearly marked "used absentee certificate envelopes". The
10 envelopes shall be signed by the chief inspector and 2 other inspectors. Except when
11 the ballots are used in a municipal or school district election only, the municipal clerk
12 shall transmit the used envelopes to the county clerk.

13 **SECTION 23.** 7.51 (5) (b) of the statutes is amended to read:

14 7.51 (5) (b) The municipal clerk shall arrange for delivery of all ballots,
15 statements, tally sheets, lists, and envelopes relating to a school district election to
16 the school district clerk. The municipal clerk shall deliver the ballots, statements,
17 tally sheets, lists, and envelopes for his or her municipality relating to any county,
18 technical college district, state, or national election to the county clerk by 2 p.m. on
19 the 2nd day following each such election or, in municipalities where absentee ballots
20 are canvassed under s. 7.52, by 2 p.m. on the 2nd day following each such election.

21 The person delivering the returns shall be paid out of the municipal treasury. Each
22 clerk shall retain ballots, statements, tally sheets, or envelopes received by the clerk
23 until destruction is authorized under s. 7.23 (1).

24 **SECTION 24.** 7.52 of the statutes is created to read:

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BILL**SECTION 24**

1 **7.52 Canvassing of absentee ballots.** (1) The governing body of any
2 municipality may provide by ordinance that, in lieu of canvassing absentee ballots
3 at polling places under s. 6.88, the municipal board of canvassers designated under
4 s. 7.53 (1) or (2) shall canvass all absentee ballots at all elections held in the
5 municipality. Thereafter, at every election, the board of canvassers shall, at one or
6 more times no earlier than the 7th day after absentee ballots are distributed for each
7 election under s. 7.15 (1) (cm) and no later than 10 a.m. on the day after an election,
8 publicly convene to count the absentee ballots for the municipality. The municipal
9 clerk shall give at least 48 hours' notice of any meeting under this subsection. Any
10 member of the public has the same right of access to a meeting of the municipal board
11 of canvassers under this subsection that the individual would have under s. 7.41 to
12 observe the proceedings at a polling place. The board of canvassers may order the
13 removal of any individual exercising the right to observe the proceedings if the
14 individual disrupts the meeting.

15 (2) In counting the absentee ballots, the board of canvassers shall use 2
16 duplicate copies of a single poll list for the entire municipality prepared in accordance
17 with s. 6.36 (2). Upon accepting each absentee ballot, the board of canvassers shall
18 enter a poll list number on the poll list next to the name of the elector who voted the
19 ballot, beginning with the number one. If the elector's name does not appear on the
20 poll list, the board of canvassers shall enter the number on a separate list maintained
21 under this subsection.

22 (3) (a) The board of canvassers shall first open the carrier envelope only, and
23 announce the name of the absent elector or the identification serial number of the
24 absent elector if the elector has a confidential listing under s. 6.47 (2). When the
25 board of canvassers finds that the certification has been properly executed, the

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1 applicant is a qualified elector of the ward or election district, and the applicant has
2 not voted in the election, the board of canvassers shall enter an indication on the poll
3 list next to the applicant's name indicating an absentee ballot is cast by the elector.
4 The board of canvassers shall then open the envelope containing the ballot in a
5 manner so as not to deface or destroy the certification thereon. The board of
6 canvassers shall take out the ballot without unfolding it or permitting it to be
7 unfolded or examined. Unless the ballot is cast under s. 6.95, the board of canvassers
8 shall verify that the ballot has been endorsed by the issuing clerk. If the poll list
9 indicates that identification is required and no identification is enclosed or the name
10 or address on the document that is provided is not the same as the name and address
11 shown on the poll list, the board of canvassers shall proceed as provided under s. 6.97

12 (2). *The board of canvassers shall mark the poll list number of*
13 *each* The board of canvassers shall then deposit the ballot into the proper ballot box *elector*
14 *who* and enter the absent elector's name or poll list number after his or her name on the *casts an*
15 *absentee* poll list. *ballot*

16 (b) When the board of canvassers finds that a certification is insufficient, that *on the*
17 the applicant is not a qualified elector in the ward or election district, that the ballot *back*
18 envelope is open or has been opened and resealed, that the ballot envelope contains *of the*
19 *elector's* more than one ballot of any one kind or that the certificate of an elector who received *ballot*
20 an absentee ballot by facsimile transmission or electronic mail is missing, or if proof
21 is submitted to the board of canvassers that an elector voting an absentee ballot has
22 since died, the board of canvassers shall not count the ballot. Each member of the *is*
23 board of canvassers shall endorse every ballot not counted on the back, "rejected
24 (giving the reason)" *is* The board of canvassers shall reinsert each rejected ballot into
25 the certificate envelope in which it was delivered and enclose the certificate
envelopes and ballots, and securely seal the ballots and envelopes in an envelope

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SECTION 24

marked for rejected absentee ballots. ~~Each member of the board of canvassers shall~~
endorse the envelope ^{as} "rejected ballots" with a statement of the ward or election
district and date of the election, and ^{5 each member of the board of canvassers} shall sign the statement. The board of
canvassers shall ^{then} return the envelopes containing the ballots to the municipal clerk.

(4) (a) The board of canvassers shall then open the ballot box and remove and
count the number of ballots therein without examination except as is necessary to
ascertain that each is a single ballot. ~~The board of canvassers shall mark the poll list~~
~~number of each elector who casts an absentee ballot on the back of the elector's ballot.~~

If 2 or more ballots are folded together so as to appear as a single ballot, the board
of canvassers shall lay them aside until the count is completed; and if, after a
comparison of the count and the appearance of the ballots it appears to the board of
canvassers that the ballots folded together were voted by the same person they shall
not be counted but the board of canvassers shall mark them as to the reason for
removal, set them aside, and carefully preserve them. The board of canvassers shall
then proceed under par. (b).

(b) When during the counting of the ballots cast at an election the board of
canvassers finds that a ballot is so defective that it cannot determine with reasonable
certainty for whom it was cast, the board of canvassers shall so mark the ballot and
preserve it. The board of canvassers shall not count the vote cast on the ballot for
any office for which it determines the ballot to be defective.

(c) Whenever the number of ballots exceeds the number of voting electors as
indicated on the poll list, the board of canvassers shall place all ballots face up to
check for blank ballots. In this paragraph, "blank ballot" means a ballot on which
no votes are cast for any office or question. The board of canvassers shall mark, lay
aside, and preserve any blank ballots. If the number of ballots still exceeds the

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1 number of voting electors, the board of canvassers shall place all ballots face down
2 and proceed to check for the initials. The inspectors shall mark, lay aside, and
3 preserve any ballot not bearing the initials of the municipal clerk. During the count
4 the board of canvassers shall count those ballots cast by challenged electors the same
5 as the other ballots.

6 (d) The board of canvassers shall keep a written statement, in duplicate, of the
7 number of ballots set aside and the number of defective ballots and challenged
8 ballots. The statement shall contain a record of the reasons for setting aside each
9 ballot and the reasons why each defective or challenged ballot is defective or
10 challenged. The board of canvassers shall certify that the statement is correct, sign
11 it, and attach it to the tally sheets.

12 (e) If, after any ballots have been ^{set}~~laid~~ aside, the number of ballots still exceeds
13 the total number of electors recorded on the poll list, the board of canvassers shall
14 place the absentee ballots in the ballot box and one of the members shall publicly and
15 without examination draw therefrom by chance the number of ballots equal to the
16 excess number of ballots. All ballots so removed shall not be counted but shall be
17 specially marked as having been removed by the board of canvassers on original
18 canvass due to an excess number of ballots, set aside, and preserved. When the
19 number of ballots and total shown on the poll list agree, the board of canvassers shall
20 return all ballots to be counted to the ballot box and shall turn the ballot box in such
21 manner as to thoroughly mix the ballots. The board of canvassers shall then open,
22 count, and record the number of votes. When the ballots are counted, the board of
23 canvassers shall separate them into piles for ballots similarly voted. Objections may
24 be made to placement of ballots in the piles at the time the separation is made.

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SECTION 24

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1 (f) If corrected ballots under s. 5.72 (3) are distributed under s. 5.72 (3) or 7.10
2 (3), only the votes cast on the corrected ballots may be counted for any office or
3 referendum in which the original ballots differ from the corrected ballots.

4 (g) The board of canvassers shall place together all ballots counted by it which
5 relate to any national, state, or county office or any state, county, or technical college
6 district referendum and secure them together so that they cannot be untied or
7 tampered with without breaking the seal. The secured ballots, together with any
8 ballots marked "Defective," shall then be secured by the board of canvassers in the
9 ballot container in such a manner that the container cannot be opened without
10 breaking the seals or locks, or destroying the container. The board of canvassers
11 shall place the ballots cast under s. 6.97 in a separate, securely sealed carrier
12 envelope which is clearly marked "Section 6.97 ballots." Each member of the board
13 of canvassers shall sign the carrier envelope. The carrier envelope shall not be placed
14 in the ballot container. The board of canvassers shall then deliver the ballots to the
15 municipal clerk in the ballot container and carrier envelope.

16 (h) For ballots that relate only to municipal or school district offices or
17 referenda, the board of canvassers, in lieu of par. (a), after counting the ballots shall
18 return them to the proper ballot boxes, lock the boxes, paste paper over the slots, sign
19 their names to the paper, and deliver them and the keys therefor to the municipal
20 or school district clerk. The clerk shall retain the ballots until destruction is
21 authorized under s. 7.23.

22 (i) All absentee certificate envelopes which have been opened shall be returned
23 by the board of canvassers to the municipal clerk in a securely sealed carrier envelope
24 which is clearly marked "used absentee certificate envelopes". The envelopes shall
25 be signed by each member of the board of canvassers. Except when the ballots are

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1 used in a municipal or school district election only, the municipal clerk shall transmit
2 the used envelopes to the county clerk.

3 (5) The vote of any absent elector may be challenged for cause and the board
4 of canvassers shall have all the power and authority given the inspectors to hear and
5 determine the legality of the ballot the same as if the ballot had been voted in person.

6 (6) (a) The board of canvassers shall review each certificate envelope to
7 determine whether any absentee ballot is cast by an elector whose name appears on
8 the poll list as ineligible to vote at the election. If the board of canvassers receives
9 an absentee ballot that has been cast by an elector whose name appears on the poll
10 list as ineligible to vote, the inspectors shall challenge the ballot in the same manner
11 as provided for inspectors making challenges under s. 6.92 and shall treat the ballot
12 in the manner as provided for treatment of challenged ballots by inspectors under
13 s. 6.95.

14 (b) Any elector may challenge for cause any absentee ballot other than a ballot
15 that was cast in person under s. 6.86 (1) (a) 2. or under s. 6.873. For the purpose of
16 deciding upon ballots that are challenged for any reason, the board of canvassers
17 may call before it any person whose absentee ballot is challenged if the person is
18 available to be called. If the person challenged refuses to answer fully any relevant
19 questions put to him or her by the board of canvassers under s. 6.92, the board of
20 canvassers shall reject the elector's vote. If the challenge is not withdrawn after the
21 person offering to vote has answered the questions, one of the members of the board
22 of canvassers shall administer to the person the following oath or affirmation: "You
23 do solemnly swear (or affirm) that: you are 18 years of age; you are a citizen of the
24 United States; you are now and for 10 days have been a resident of this ward except
25 under s. 6.02 (2); you have not voted at this election; you have not made any bet or

BILL**SECTION 24**

1 wager or become directly or indirectly interested in any bet or wager depending upon
2 the result of this election; you are not on any other ground disqualified to vote at this
3 election.” If the person challenged refuses to take the oath or affirmation, the
4 person’s vote shall be rejected. If the person challenged answers fully all relevant
5 questions put to the elector by the board of canvassers under s. 6.92, takes the oath
6 or affirmation, and fulfills the applicable registration requirements, and if the
7 answers to the questions given by the person indicate that the person meets the
8 voting qualification requirements, the person’s vote shall be received.

9 (7) The board of canvassers shall maintain tally sheets on forms provided by
10 the municipal clerk, which shall state the total number of votes cast for each office
11 and for each individual receiving votes for that office, whether or not the individual’s
12 name appears on the ballot, and shall state the vote for and against each proposition
13 voted on. If the board of canvassers recesses without completing the canvass of the
14 absentee ballots, the municipal clerk shall secure the tally sheets, together with all
15 ballots, envelopes, and other materials, and shall deliver them to the board of
16 canvassers at its next meeting under sub. (1). Upon completion of the canvass of the
17 absentee ballots, the board of canvassers shall immediately complete statements in
18 duplicate. The statements shall state the excess, if any, by which the number of
19 ballots exceeds the number of electors voting as shown by the poll list used by the
20 board of canvassers under this section and shall state the poll list number of the last
21 elector as shown by the poll list. Each member of the board of canvassers shall then
22 certify to the correctness of the statements and tally sheets and sign their names.
23 All other election officials assisting with the tally shall also certify to the correctness
24 of the tally sheets. If the board of canvassers meets under sub. (1) before the day after
25 election day, the canvassers shall not announce the results and the records of the

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count are not open to public inspection and copying under s. 19.35 (1). When the tally is complete, the board of canvassers shall publicly announce the results from the statements and the records of the count are open to public inspection and copying under s. 19.35 (1).

(8) The board of canvassers shall make full and accurate return of the votes cast for each candidate and proposition on the tally sheet forms. Each tally sheet shall record the returns for each office or referendum by ward, unless combined returns are authorized in accordance with s. 5.15 (6) (b) in which case the tally sheet shall record the returns for each group of combined wards. After recording the votes, the board of canvassers shall seal in a carrier envelope outside the ballot bag or container one inspector's statement under sub. (4) (d), one tally sheet, and one poll list for delivery to the county clerk, unless the election relates only to municipal or school district offices or referenda. The board of canvassers shall also similarly seal one statement, one tally sheet, and one poll list for delivery to the municipal clerk.

(9) The governing body of any municipality that has provided by ordinance enacted under sub. (1) for the canvassing of absentee ballots at all elections held in the municipality under this section may by similar action rescind that decision. Thereafter, the absentee ballots at all elections held in the municipality shall be canvassed as provided in s. 6.88.

SECTION 25. 7.53 (1) of the statutes is amended to read:

7.53 (1) MUNICIPALITIES WITH ONE POLLING PLACE. Where the municipality constitutes one ward or combines all wards to utilize a single polling place under s. 5.15 (6) (b), the canvass of the votes cast at the polling place shall be conducted publicly under s. 7.51 and the inspectors shall act as the municipal board of canvassers. In municipalities where absentee ballots are canvassed under s. 7.52,

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1 after the canvass of the absentee ballots is completed under s. 7.52, the board of
2 canvassers shall reconcile the poll list of the electors who vote by absentee ballot with
3 the corresponding poll list of the electors who vote in person to ensure that no elector
4 is allowed to cast more than one ballot. If an elector who votes in person has
5 submitted an absentee ballot, the absentee ballot is void. Upon completion of the
6 canvass under this section and any canvass that is conducted under s. 7.52 and
7 ascertainment of the results by the inspectors or, in municipalities where absentee
8 ballots are canvassed under s. 7.52, by the inspectors and the board of canvassers,
9 the municipal clerk shall publicly read to the inspectors or the board of canvassers
10 the names of the persons voted for and the number of votes for each person for each
11 municipal office, the names of the persons declared by the inspectors board of
12 canvassers to have won nomination or election to each municipal office and the
13 number of votes cast for and against each municipal referendum question.

14 **SECTION 26.** 7.53 (2) (d) of the statutes is amended to read:

15 7.53 (2) (d) The municipal board of canvassers shall publicly canvass the
16 returns of every municipal election. The canvass shall begin within 24 hours after
17 the polls close except in municipalities where absentee ballots are canvassed under
18 s. 7.52. In municipalities where absentee ballots are canvassed under s. 7.52, the
19 canvass shall begin as soon as possible after the canvass of absentee ballots is
20 completed under s. 7.52 but no later than 9 a.m. on the 2nd day after election day.
21 After any canvass of the absentee ballots is completed under s. 7.52, the board of
22 canvassers shall reconcile the poll list of the electors who vote by absentee ballot with
23 the corresponding poll list of the electors who vote in person to ensure that no elector
24 is allowed to cast more than one ballot. If an elector who votes in person has
25 submitted an absentee ballot, the absentee ballot is void. At the spring election, the

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1 board of canvassers shall publicly declare the results on or before the 2nd Tuesday
2 in April. The board of canvassers shall prepare a statement showing the results of
3 each election for any municipal office and each municipal referendum. After each
4 primary for municipal offices, the board of canvassers shall prepare a statement
5 certifying the names of those persons who have won nomination to office. After each
6 other election for a municipal office and each municipal referendum, the board of
7 canvassers shall prepare a determination showing the names of the persons who are
8 elected to each municipal office and the results of each municipal referendum. The
9 board of canvassers shall file each statement and determination in the office of the
10 municipal clerk or board of election commissioners.

11 **SECTION 27.** 7.60 (3) of the statutes is amended to read:

12 7.60 (3) CANVASSING. Not later than 9 a.m. on the Thursday after each election,
13 or in any county that includes the territory of a municipality where absentee ballots
14 are canvassed under s. 7.52, not later than 9 a.m. on the Friday after each election,
15 the county board of canvassers shall open and publicly examine the returns. If
16 returns have not been received from any election district or ward in the county, they
17 shall dispatch a messenger and the person having them shall deliver the returns to
18 the messenger. If, on examination, any of the returns received are so informal or
19 defective that the board cannot intelligently canvass them, they shall dispatch a
20 messenger to deliver the returns back to the municipal board of canvassers with
21 written specifications of the informalities or defects and command them to
22 immediately complete the returns or remedy the defects in the manner required and
23 deliver them to the messenger. Every messenger shall safely keep all returns, show
24 them to no one but the municipal clerk and board of canvassers and deliver them to
25 the county clerk with all possible dispatch. To acquire the necessary full returns and

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SECTION 27

1 remedy any informalities or defects the county board of canvassers may adjourn not
2 longer than one day at a time nor more than 2 days in all.

3 **SECTION 28.** 10.06 (1) (h) of the statutes is amended to read:

4 10.06 (1) (h) As soon as possible after the deadline for determining ballot
5 arrangement for the September primary ~~on~~, but no later than the Thursday after the
6 3rd Tuesday in July, the board shall send a type B notice to each county clerk
7 certifying the list of candidates for the September primary.

8 **SECTION 29.** 10.06 (2) (b) of the statutes is amended to read:

9 10.06 (2) (b) ~~Upon~~ As soon as possible after receipt of the type B notice from
10 the board preceding the spring election, but no later than the Thursday after the 2nd
11 Tuesday in January, each county clerk shall add any county offices, ~~prepare~~ begin
12 preparation of the ballots, and send notice to each municipal clerk of the spring
13 primary. When there is no state spring primary within the county and there is no
14 presidential preference primary scheduled for the date of the spring primary, but
15 there is to be a county spring primary, the county clerk shall prepare the ballots and
16 send notice to each municipal clerk.

17 **SECTION 30.** 10.06 (2) (e) of the statutes is amended to read:

18 10.06 (2) (e) ~~Upon~~ As soon as possible after receipt of the type B notice from the
19 board, but no later than the Thursday after the first Tuesday in March, each county
20 clerk shall add any county offices and referenda, ~~prepare~~ begin preparation of the
21 ballots and send notice to each municipal clerk of the coming spring election.

22 **SECTION 31.** 10.06 (2) (j) of the statutes is created to read:

23 10.06 (2) (j) No later than the Monday after the county clerk receives from the
24 board a type B notice for the September primary, the county clerk shall add the

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1 county offices and the county referenda, if any, begin preparation of the ballots and
2 send notice to each municipal clerk of the coming September primary.

3 **SECTION 32.** 10.06 (2) (k) of the statutes is amended to read:

4 10.06 (2) (k) ~~Upon~~ As soon as possible following receipt of the type B notice from
5 the board preceding the general election, but no later than the Thursday after the
6 4th Tuesday in September, the county clerk shall add county offices and referenda,
7 if any, and send notice to each municipal clerk of the coming general election and
8 prepare begin preparation of the ballots.

9 **SECTION 33.** 12.13 (3) (ze) of the statutes is created to read:

10 12.13 (3) (ze) Compensate a person for obtaining voter registrations from other
11 persons at a rate that varies in relation to the number of voter registrations obtained
12 by the person.

13 **SECTION 34.** 12.60 (1) (b) of the statutes is amended to read:

14 12.60 (1) (b) Whoever violates s. 12.03, 12.05, 12.07, 12.08, or 12.13 (2) (b) 8.,
15 or (3) (b), (c), (d), (g), (i), (n) to (x), (ze), (zm), or (zn) may be fined not more than \$1,000,
16 or imprisoned not more than 6 months, or both.

17 **SECTION 35.** 20.005 (3) (schedule) of the statutes: at the appropriate place,
18 insert the following amounts for the purposes indicated:

		2005-06	2006-07
20	✓ 20.510 Elections Board		
21	✓ (1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS		
22	✓ (e) Election administration costs —		
23	state funds	GPR A	-0- -0-

24 **SECTION 36.** 20.510 (1) (e) of the statutes is created to read:

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20.510 (1) (e) *Election administration costs — state funds.* The amounts in the schedule to pay for election administration costs not financed under par. (t) or (x).

SECTION 37. 880.33 (9) of the statutes is amended to read:

880.33 (9) All the rights and privileges afforded a proposed incompetent under this section shall be given to any person who is alleged to be ineligible to register to vote or to vote in an election by reason that such person is incapable of understanding the objective of the elective process. The determination of the court shall be limited to a finding that the elector is either eligible or ineligible to register to vote or to vote in an election by reason that the person is or is not capable of understanding the objective of the elective process. The determination of the court shall be communicated in writing by the clerk of court to the election official or agency charged under s. 6.48, 6.92, 6.925 ~~or~~ ² or 7.52 (5) with the responsibility for determining challenges to registration and voting which may be directed against that elector. The determination may be reviewed as provided in s. 880.34 (4) and (5) and any subsequent determination of the court shall be likewise communicated by the clerk of court.

SECTION 38. Effective date.

(1) This act takes effect on January 1, 2006, or the day after publication, whichever is later.

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3459/2dn

JTK.....

WLY

Senator Coggs:

So 6.21 and

This redraft makes minor technical changes to 6.86 (1) (b), stats. and proposed s. 7.52 (3) ~~and~~ and (4) (a), as contained in this draft, to better reflect your instructions.

and (f)

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3459/2dn
JTK:wlj:jf&rs

September 15, 2005

Senator Coggs:

This redraft makes minor technical changes to ss. 6.21 and 6.86 (1) (b), stats., and proposed s. 7.52 (3) and (4) (a) and (f), as contained in this draft, to better reflect your instructions.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Northrop, Lori

From: Plotkin, Adam
Sent: Wednesday, November 30, 2005 2:27 PM
To: Northrop, Lori
Subject: RE: LRB 05-3459/2 and LRB 05-3459/2 dn attached as requested

Please jacket LRB3459/2 and send it to the office.

Thank you,
Adam

*Adam Plotkin
Office of Senator Spencer Coggs
phone, 608-266-2500
fax, 608-282-3546*

From: Northrop, Lori
Sent: Wednesday, October 26, 2005 12:17 PM
To: Plotkin, Adam
Subject: LRB 05-3459/2 and LRB 05-3459/2 dn attached as requested

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11/30/2005